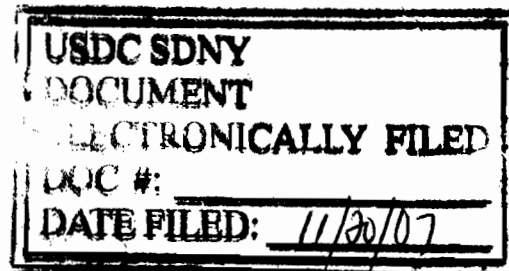
STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL  
**MEMO ENDORSED**ANDREW M. CUOMO  
Attorney GeneralCRIMINAL DIVISION  
FEDERAL HABEAS CORPUS SECTION

(212) 416-6173

November 15, 2007

Hon. Theodore H. Katz  
United States Magistrate Judge  
United States District Court  
for the Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse, Room 1660  
500 Pearl St., Room  
New York, NY 10007

Re: Glenn White v. Warden, 07 Civ. 8072 (LAP) (THK)

Your Honor:

I am an Assistant Attorney General in the office of Andrew M. Cuomo, Attorney General of the State of New York, attorney for respondent in the above-referenced matter. For the reasons that follow, respondent respectfully requests an enlargement of time to February 22, 2008, to respond to the petition.

By Order dated October 11, 2007, Your Honor directed respondent to file a response to the above-referenced petition by November 26, 2007. The Clerk's Office mailed that Order to respondent on October 29, 2007. Although my office has requested a copy of the state court record and the trial transcript, we have not yet received them. Additionally, at present, I am handling seven other federal habeas corpus matters that I have been directed to file responses in. I have also been directed to file an appellee's brief in a perfected appeal pending in the United States Court of Appeals for the Second Circuit. Finally,

I have airplane tickets for a family vacation for New Year's week. For these reasons, it is respectfully that respondent have an enlargement of time until February 22, 2008 to respond to the petition.

Mr. White is incarcerated, and I have not spoken to him regarding this request for an enlargement of time. This is the first request for an extension of time in this matter.

Although respondent is requesting an enlargement to February 22, 2008 to file a response, if a response can be filed earlier, it will be.

Thank you for your consideration.

Respectfully submitted,

*Thomas B. Litsky*

Thomas B. Litsky (TL-8976)  
Assistant Attorney General  
120 Broadway  
New York, NY 10271

cc: Glenn White  
03-A-4800  
Great Meadow Correctional Facility  
P.O. Box 541  
Comstock, NY 12821-0051

*The response to the Petition shall be  
filed on or before February 22, 2008.  
Any reply shall be filed by March 17, 2008.*

**SO ORDERED**

*11/20/07*

*Theodore H. Katz*  
THEODORE H. KATZ

UNITED STATES MAGISTRATE JUDGE